

GOVERNMENT OF TELANGANA
ABSTRACT

RULES – Transport Department – Amendment to Telangana Motor Vehicles Rules, 1989 by inserting New Rules 45-A (1) to 45-A (6) to TMV Rules, 1989 – Scheme of penalty points for the Drivers – Draft Notification Issued – Objections – Called for – Regarding.

TRANSPORT, ROADS & BUILDINGS (Tr.I) DEPARTMENT

G.O.MS.No. 80

Dated: 22-09-2016

Read the following:

From the Transport Commissioner, Telangana State, Hyderabad,
Letter No.3642/R/2015 dated 25.07.2016.

ORDER:

The following notification shall be published in the Extra-ordinary issue of the Telangana State Gazette, dated 23-09-2016.

PRELIMINARY NOTIFICATION

Whereas, the Government, after carefully studied the several issues involved, proposed to amend suitably the Telangana Motor Vehicles Rules, 1989 issued vide G.O.Ms.No.216, TR&B (Tr.I) Department, dt:07.08.1989 as amended from time to time and as adapted to the State of Telangana vide G.O.Ms.No.2, TR&B (Tr.I) Department, dt: 17.06.2014.

2. Now, therefore, as required under sub-section (1) of Section 212 of the Motor Vehicles Act, 1988 notice is hereby given that the said amendment will be taken into consideration by the Government on or after the expiry of a period of fifteen (15) days from the date of the publication of this notification in the Telangana Gazette and any objection or suggestions which may be received with respect thereto may be considered by the Government of Telangana.

3. The objections and suggestions may be sent to the Principal Secretary to Government, Transport, Roads & Buildings Department, Hyderabad.

4. The following are the proposed amendments.

AMENDMENT

In exercise of the powers conferred under Section 28 (2) (k) of the Motor Vehicles Act, 1988, the State Government, hereby make the following amendments duly inserting after Rule 45 (A) to the Telangana Motor Vehicles Rules, 1989.

Rule 45(A) Scheme of Penalty Points for Drivers:-

(1) Penalty Point System: Any person who commits any of the offence or offences, mentioned in column 2 of the table given below,

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shall be awarded penalty points as mentioned in column three thereof:

Relavent Section under M.V.Act, 1988	Gist of Offence	Penalty Points
(1)	(2)	(3)
177	Carrying extra passengers in the front seat of Auto (piloting)	1
	Unauthorized carrying of passengers in goods vehicle	2
	Driving without wearing of seat belts/helmets	1
	Wrong side driving	2
183	Driving at a speed upto 40 kms/hr higher than permitted speed	2
	Driving at a speed exceeding 40 kms/hr higher than permitted speed	3
184	Driving Dangerously/Driving while using cell phone/excess load projection on either side/ jumping signal/lane crossing (zig zag).	2
185	Drunken driving of Two wheeler	3
	Drunken driving of Four wheeler/Lorry/Goods carrier	4
	Drunken driving of a public service vehicle like Bus/Cab/Auto	5
189	Racing & Trial of Speed while driving	3
190(2)	Using vehicle in unsafe condition in public place by violating road safety, control of noise and air pollution, parking endangering safety of commuters (only on Highways)	2
196	Driving without Insurance Certificate	2
	Driving without Public Liability Certificate in respect of vehicles carrying or meant to carry hazardous substances	2
19(c)	<i>Cognizable offences involving</i>	
	(i) 279 IPC/336 IPC/337 IPC/338 IPC	2
	(ii) 304 (A) IPC / 304 II IPC	5
	(iii) Using the vehicle while committing chain snatching/robbery/similar offence, etc.,	5

(2) Allocation of penalty points: Whenever a person having a driving license commits an offence as provided under the Rule 45 A (1) shall accrue Penalty Points as specified therein. The Penalty points shall be endorsed and their record shall be maintained in RTA database or in a manner as may be prescribed by the State Government.

Where a person commits any offence(s) involving judicial proceedings punishable with fine/imprisonment or both, the penalty points in such case(s) shall accrue on the award of punishment by the trial court. However, the date of offence/violation shall be the date of the accrual of points for the purpose of the record.

(3) Duration of validity of penalty points: Penalty points awarded for an offence shall remain on record for a block period of 24 months from the date of award.

(4) Suspension:

(i) At any point of time, if the cumulative tally of the penalty points accrued by a driver having a license exceeds the limit of twelve (12) points during the preceding block period of 24 months, his/her driving license shall be suspended for a period of one year from the date of accrual of twelve points. On suspension of the driving license, the accrued penalty points shall cease to subsist.

(ii) If a person, whose license has been suspended and later revoked after completion of one year period under Rule 45-A(4)(i), again accrues twelve (12) points subsequently, driving license of such person shall be suspended for a period of 2 years from the date of accrual of the said twelve (12) points. On further repetition of accumulation of 12 points every time, the driving license shall be suspended for a period of 3 years.

(5) Cancellation of learner's license: If a person holding a learner's license accrues five (5) points during the validity period of learner's license, such learner's license shall be cancelled forthwith. The person whose learner's license has been cancelled shall be eligible for re-issue of fresh Learner's License on production of a certificate of learning driving as prescribed from a recognized school or establishment.

(6) Reduction in penalty points in case of undergoing defensive driving course or motor vehicle accident prevention course : If a person has accumulated several points for violations, he shall get an opportunity to reduce the tally by three Penalty Points by undergoing defensive training course/motor vehicle accident prevention course from an institution recognized by the Transport Department of the Government. However, this facility shall be restricted to two times in a continuous period of two years.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**SUNIL SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner of Printing, Stationery & Stores Purchases (GNS)
Chenchalguda, Hyderabad (He is requested to publish the
notification in the Extra-ordinary issue of Telangana Gazette,
date:23-09-2016 and send 500 copies to Government)
The Transport Commissioner, Telangana, Hyderabad.
The Vice Chairman & Managing Director, TSRTC, Hyderabad.
The Director General & Inspector General of Police, Telangana,
Hyderabad.

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All Commissioners of Police (through Transport Commissioner,
Telangana, Hyderabad)
All the District Collectors (through Transport Commissioner, Telangana,
Hyderabad)
The Regional Transport Authority, Hyderabad (through Transport
Commissioner, Telangana, Hyderabad)
The Secretary to Government of India, Ministry of Road Transport &
Highways, (Tr.Wing), New Delhi.
The Commissioner of Information & Public Relations, Telangana,
Hyderabad.

Copy to:

The Special Secretary to Hon'ble Chief Minister.
The OSD to Hon'ble Minister for Transport
The PS to Principal Secretary to Government, TR&B Department.
The Law (A) Department
SC/SF

//FORWARDED:: BY ORDER//

SECTION OFFICER